

BEFORE THE DIVISION OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
IN AND FOR THE STATE OF UTAH

---oo0oo---

IN THE MATTER OF A PETITION FOR	:	NOTICE OF HEARING
REVIEW, CO-OP MINING COMPANY,		
PETITIONER, v. DIVISION OF OIL,	:	DOCKET NO. 91-003
GAS AND MINING, RESPONDENT.		CAUSE NOS. ACT/015/021
		ACT/015/025

---oo0oo---

THE STATE OF UTAH TO ALL PERSONS INTERESTED IN THE ABOVE
ENTITLED MATTER.

Notice is hereby given that the Board of Oil, Gas and Mining, State of Utah, will conduct a hearing on Thursday, March 28, 1991, at 10:00 a.m., or as soon thereafter as possible in the Boardroom of the Division of Oil, Gas and Mining, 355 West North Temple, 3 Triad Center, Suite 301, Salt Lake City, Utah.

The hearing will be conducted in accordance with Utah Code Ann. § 40-10-1 et seq. (1953, as amended), Utah Code Ann., § 63-46b-1 et seq. (1953, as amended), and the Procedural Rules of the Board.

Petitioner, Co-Op Mining Company, requests that the Board of Oil, Gas and Mining:

1. Formally review the fact of violation, and the proposed assessments issued for the following Notice of Violations at Trail Canyon and Bear Canyon Mines, Emery County, Utah:

<u>No.</u>	<u>Date</u>	<u>Amount</u>
N90-32-2-1	9/10/90	\$ 420
C90-20-4-1	9/26/90	4,500
N90-32-3-1	9/06/90	170
N90-35-1-1	9/12/90	300
C90-32-1-1	10/12/90	750

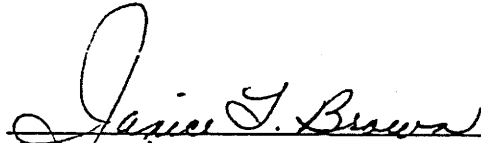
2. Vacate or reduce the alleged violations;
3. Refund the money placed in escrow to the Petitioner; and
4. Provide such other and further relief as to the Board seems just.

Persons interested in this matter may participate pursuant to the Procedural Rules of the Board. The Petition for Agency Action and any subsequent pleadings may be inspected in the office of the undersigned.

Notice of Hearing
Docket No. 91-003
Page 2

DATED this 8th day of March, 1991.

STATE OF UTAH
BOARD OF OIL, GAS AND MINING
James W. Carter, Chairman

A handwritten signature in cursive script, reading "Janice L. Brown", is written over a horizontal line.

Janice L. Brown
Secretary of the Board
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
(801) 538-5340

COPY
RECEIVED
MAR 20 1991

143 SOUTH MAIN ST.
P.O. BOX 45838
SALT LAKE CITY, UTAH 84145
FED. TAX I.D. # 87-0217663

Newspaper Agency Corporation
The Salt Lake Tribune (NA) DESERET NEWS

CUSTOMER'S
COPY

LEGAL ADVERTISING INVOICE

CUSTOMER NAME AND ADDRESS	ACCOUNT NUMBER	BILLING DATE
DIV. OF OIL, GAS/MINING 355 W. N. TEMPLE, #350 SALT LAKE CITY, UT 84180	LE-5385340	03/13/91
FOR BILLING INFORMATION CALL (801) 237-2822		

DIVISION OF
OIL GAS & MINING

AFFIDAVIT OF PUBLICATION

AS NEWSPAPER AGENCY CORPORATION LEGAL BOOKKEEPER, I CERTIFY THAT THE ATTACHED ADVERTISEMENT OF NOTICE OF HEARING DOCKET NO. 91-003 CAUSE NOS. FOR DIV. OF OIL, GAS/MINING WAS PUBLISHED BY THE NEWSPAPER AGENCY CORPORATION, AGENT FOR THE SALT LAKE TRIBUNE AND DESERET NEWS, DAILY NEWSPAPERS PRINTED IN THE ENGLISH LANGUAGE WITH GENERAL CIRCULATION IN UTAH, AND PUBLISHED IN SALT LAKE CITY, SALT LAKE COUNTY IN THE STATE OF UTAH.

PUBLISHED ON MAR 13 1991

SIGNATURE

Kim Lubbers

03/13/91

DATE



NOTARY PUBLIC

KIM LUBBERS

143 South Main
Salt Lake City, Utah 84111
My Commission Expires
November 12, 1993

STATE OF UTAH

NOTICE OF HEARING
DOCKET NO. 91-003
CAUSE NOS. ACT/015/024; ACT/015/025
BEFORE THE DIVISION OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
IN AND FOR THE STATE OF UTAH
IN THE MATTER OF A PETITION FOR REVIEW, CO-OP MINING COM-
PANY, PETITIONER, v. DIVISION OF OIL, GAS AND MINING, RE-
SPONDENT.

THE STATE OF UTAH TO ALL PERSONS INTERESTED IN THE ABOVE
ENTITLED MATTER.

Notice is hereby given that the Board of Oil, Gas and Min-
ing, State of Utah, will conduct a hearing on Thursday, March 28,
1991, at 10:00 a.m., or as soon thereafter as possible in the
Boardroom of the Division of Oil, Gas and Mining, 355 West
North Temple, 3 Triad Center, Suite 350, Salt Lake City, Utah.

The hearing will be conducted in accordance with Utah
Code Ann., ss 40-10-1 et seq. (1993, as amended), Utah Code
Ann., ss 63-46b-1 et seq. (1993, as amended), and the Procedur-
al Rules of the Board.

Petitioner, Co-Op Mining Company, requests that the Board
of Oil, Gas and Mining:

1. Formally review the fact of violation, and the proposed as-
sessment issued for the following Notice of Violations at Trail
Canyon and Bear Canyon Mines, Emery County, Utah:

NO.	DATE	AMOUNT
N90-32-2-1	9/10/90	\$ 420
C90-28-4-1	9/26/90	4,500
N90-32-3-1	9/06/90	170
N90-35-1-1	9/12/90	300
C90-32-1-1	10/12/90	750

2. Vacate or reduce the alleged violations;

3. Refund the money placed in escrow to the Petitioner; and
4. Provide such other and further relief as to the Board seems
just.

Persons interested in this matter may participate pursuant
to the Procedural Rules of the Board. The Petition for Agency
Action and any subsequent pleadings may be inspected in the
office of the undersigned.

DATED this 8th day of March, 1991.

STATE OF UTAH
BOARD OF OIL, GAS AND MINING
James W. Carter, Chairman
/s/ Janice L. Brown
Secretary of the Board
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
(801) 538-5340

38820020

ACCOUNT NAME		TELEPHONE
		801-538-5340
SCHEDULE		AD NUMBER
		3B820020
CAPTION		MISC. CHARGES
OF HEARING DOCKET NO. 91-003 CAUSE NOS.		.00
TIMES	RATE	AD CHARGE
1	1.64	164.00
THIS INVOICE TOTAL AMOUNT DUE		164.00

YOU FOR USING LEGAL ADVERTISING.

PLEASE RETURN THIS PORTION LEGAL ADVERTISING ADV06-NT
PAYMENT IN THE ENCLOSED ENVELOPE

AD NUMBER	BILLING DATE	PAY THIS AMOUNT
LE-5385340	03/13/91	164.00

LEGAL ADVERTISING

PLEASE REMIT TO:

NEWSPAPER AGENCY CORPORATION
P.O. BOX 45838
SALT LAKE CITY, UTAH 84145-0838

MAKE CHECKS PAYABLE TO:
NEWSPAPER AGENCY CORPORATION

DIV. OF OIL, GAS/MINING
355 W. N. TEMPLE, #350
SALT LAKE CITY, UT 84180

07630270620020800000000000000016400187413817311319111111111111111127511

COPY

*
* ** TRANSMIT CONFIRMATION REPORT **
*
* Journal No. : 020
* Receiver : 8016370732
* Transmitter : DIV OIL GAS & MINING
* Date : Mar 8,91 17:57
* Document : 06 pages
* Time : 03'33"
* Mode : G3 NORMAL
* Result : OK
*

Q# 637-
(1) 8716



Norman H. Bangerter
Governor
Dee C. Hansen
Executive Director
Dianne R. Nielson, Ph.D.
Division Director

State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340

UTAH DIVISION OF OIL, GAS AND MINING FACSIMILE TRANSMISSION COVER SHEET

DATE:

3/8/91

FAX #

1 637-2716

ATTN:

Dan Stockburger

COMPANY

Emery City Progress

FROM:

Janice Brown

DEPARTMENT:

NUMBER OF PAGES BEING SENT (INCLUDING THIS ONE):

6

If you do not receive all of the pages, or if they are illegible, please call (801) 538-5340.

We are sending from a Murata facsimile Machine. Our telecopier number is (801) 359-3940.

MESSAGES:



State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Norman H. Bangert
Governor

Dee C. Hansen
Executive Director

Dianne R. Nielson, Ph.D.
Division Director

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340

March 8, 1991

Emery County Progress
76 West Main Street
Price, Utah 84501

Attention: Dan Stockburger

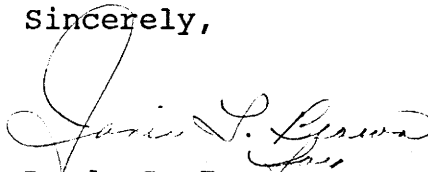
Re: Notices of Hearing - Docket No. 91-003, Cause Nos.
ACT/015/021 and ACT/015/025, and Docket No. 91-007/
Cause No. ACT/015/018

Enclosed are Notices of Hearing before the Board of Oil, Gas and Mining, Department of Natural Resources, State of Utah.

It is requested that these notices be published ONCE ONLY, on March 12, 1991, if possible, but no later than March 13, 1991. In the event that said notice cannot be published by this date, please notify me immediately by calling 538-5340.

Upon completion of this request, please send proof of publication and statement of cost to the Division of Oil, Gas and Mining, 355 West North Temple, 3 Triad Center, Suite 350, Salt Lake City, UT 84180-1203.

Sincerely,



Lynda S. Jensen
Secretary

lsj
Enclosures